

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

2004 JAN 13 P 5:15

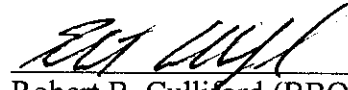
FIRST UNION RAIL )  
CORPORATION )  
*Plaintiff,* )  
v. )  
MAINE CENTRAL RAILROAD )  
COMPANY, )  
BOSTON AND MAINE )  
CORPORATION, )  
PORTLAND TERMINAL )  
COMPANY )  
*and* )  
SPRINGFIELD TERMINAL )  
RAILWAY COMPANY, )  
*Defendants* )

CLERK OF COURT  
C.A. # 03-12374-DPW

Certification of Conference Between Counsel and Client

Pursuant to Local Rule 16.1(D)(3), the Defendants file the attached certification between counsel and an authorized representative affirming conference on a budget and the possibilities of alternative dispute resolution in this matter.

Respectfully Submitted,



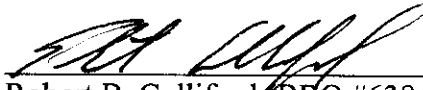
Robert B. Culliford (BBO #638468)  
Iron Horse Park  
North Billerica MA 01862  
Tel. 978-663-1029  
*Counsel for Defendants*  
*Maine Central Railroad Co.*  
*Boston and Maine Corporation*  
*Portland Terminal Railway Co.*  
*Springfield Terminal Railway Co.*

Dated: January 13, 2004

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served on the attorney of record for each other party by mail on January 13, 2004.

Respectfully Submitted,

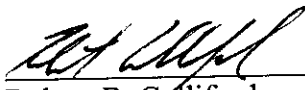


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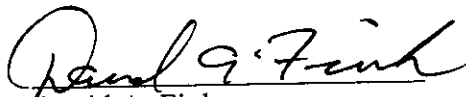
### CERTIFICATE OF CONFERENCE

The persons undersigned below hereby certify the following:

- 1) We have conferred regarding the establishment of a budget in the matter of First Union v. Maine Central Rail Company, et al, Civil Action No. 03-12374-DPW.
- 2) We have conferred regarding the use of alternative dispute resolution to resolve the matter of First Union v. Maine Central Rail Company, et al, Civil Action No. 03-12374-DPW.
- 3) We are duly authorized to in our respective capacities to confer on the foregoing matters.



Robert B. Calliford  
*Counsel for Defendants*  
*Maine Central Railroad Co.*  
*Boston and Maine Corporation*  
*Portland Terminal Railway Co.*  
*Springfield Terminal Railway Co.*



David A. Fink  
*Executive Vice President*  
*Maine Central Railroad Co.*  
*Boston and Maine Corporation*  
*Portland Terminal Railway Co.*  
*Springfield Terminal Railway Co.*

Dated: January 13, 2004